



Case 6824-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Paul R. LABUTE : Group Art Unit: 1631
Serial No. 10/699,459 : Examiner: Pablo S. Whaley
Filed: November 3, 2003 :
For: METHOD FOR DETERMINING :
DISCRETE QUANTITATIVE :
STRUCTURE ACTIVITY :
RELATIONSHIPS :

INTERVIEW SUMMUARY RECORD

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Examiner Whaley is thanked for the courtesies extended undersigned counsel during the telephone interview of October 9, 2008.

During that interview, the undersigned counsel pointed out that the first two paragraphs on page 2 of the Office Action entitled "Continued Examination" were inapplicable as such had been resolved, and that they included non-standard underlining and formatting comments in the right hand margin.

Examiner Whaley agreed and indicated that the formatting, "formatted" notes, and blocks on the right side at the top of

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page 2 of the Office Action were left over from his supervisor's notes and were from his supervisor's standard manner of making comments on Office Actions; and, hence, all the inapplicable material should have been deleted owing to applicant's having submitted the timely filed responses to the Examiner's previous notices of non-compliant amendments, such as applicant's response of January 31, 2007, applicant's response of May 18, 2007, and indeed, applicant's further responses amendment dated May 15, 2008.

The undersigned further requested that Examiner Whaley send out a corrected Office Action with those paragraphs omitted.

Examiner Whaley declined, noting that the Office Action as a whole was clear, and that the time period was governed by the period clearly set forth elsewhere in the Office Action.

Thus, applicant confirms that the shortened statutory period of three months from the mailing date of the Examiner's September 18, 2008 Office Action governs and continues to run.

It is believed that no fee is due for this submission. Should that determination be incorrect, the Patent Examiner is hereby authorized to charge any deficiencies to our Deposit Account No. 19-2105 and to notify undersigned counsel in due course.

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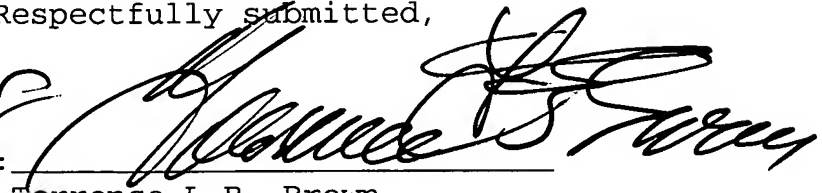
Should any outstanding formal matters or other issues remain, please telephone Terrence Brown at 703-684-5600 to resolve such.

Respectfully submitted,

Date

October 23, 2008

By:



Terrence L.B. Brown

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Reg. No. 32,685

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